



City of Memphis

Alcohol Commission Minutes

October 21, 2015

- I. Call to Order** – The regularly scheduled meeting of the Memphis Alcohol Commission was called to order by Sergeant-At-Arms Officer Gerald Lake at approximately 9:21 a.m.
- II. Roll Call** - The following Commissioners were present: Billy Post, Barry Chase, Sherman Greer, Erma Hayslett, Johnsie Wallace, Wayne West and Africa Gonzalez-McCloy. Commissioners Eugene Bryant, Jared Johnson was absent.
- III. Approval of the minutes from the previous meeting** - The minutes of the previous meeting were distributed electronically prior to this meeting. *Commissioner Greer motioned for the correction on the Special Call Hearing Minutes that the Chairman for that meeting was Wayne West not Billy Post. Commissioner West seconded. The motion passed. Commissioner Greer motioned approval of the minutes of the October 7, 2015 meeting. Commissioner West seconded. The motion passed.*
- IV. Special Beer Applicant(s):**
1. Paul Stephens – 198 Dr. MLK – “Station Three”
Date(s): **October 30-November 29, 2015** – Time: **10:00 a.m. – 2:00 a.m.**
Sunday(s): 12:00 p.m. – 2:00 a.m.
Sponsoring Organization: **Firehouse Revival, LLC**
Purpose of funds: **Profit; 2 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverage laws,
Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.
 2. Christopher Porter – Barboro Alley – “My HQ Alley Party for Office Campaign”
Date(s): **October 28, 2015** – Time: **5:30 p.m. – 9:30 p.m.**
Sponsoring Organization: **Downtown Memphis Commission**
Purpose of funds: **Profit; 2 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverage laws,
Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.

3. Andrew Ashby – 768 S. Cooper - **“Malted”**
 Date(s): **November 7, 2015** – Time: **1:00 p.m. – 7:00 p.m.**
Rain Date: November 8, 2015
 Sponsoring Organization: **Memphis Made Brewing Co.**
 Purpose of funds: **Profit; 2 booth(s)**
 Upon routine questioning by the commissioners about the alcoholic beverage laws,
Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.
4. Stacey Greenberg – Overton Park (Greensward) - **“Rock n Romp”**
 Date(s): **October 31, 2015** – Time: **2:00 p.m. – 5:00 p.m.**
 Sponsoring Organization: **Memphis Rock n Romp**
 Purpose of funds: **Charitable; 1 booth(s)**
 Upon routine questioning by the commissioners about the alcoholic beverage laws,
Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.
5. Tanya Holmes – 0 Shadyac Avenue – **“2015 St. Jude Garden Harvest”**
 Date(s): **October 25, 2015** – Time: **3:30 p.m. – 9:00 p.m.**
 Sponsoring Organization: **American Lebanese Syrian Associated Charities, Inc.**
 Purpose of funds: **Charitable; 2 booth(s)**
 Upon routine questioning by the commissioners about the alcoholic beverage laws,
Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.
6. Stephanie Townsend – 1675 Barcrest – **“Lady’s Night Out”**
 Date(s): **October 28, 2015 & November 12, 15, 19, 26, 2015** – Time: **6:00 p.m. – 11:00 p.m.**
 Sponsoring Organization: **AMC’s, Inc. Center**
 Purpose of funds: **Profit; 1 booth(s)**
 Upon routine questioning by the commissioners about the alcoholic beverage laws,
Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.
7. Shadonna Perry – 4145 Southern (Audubon Park) – **“Latin Heritage Festival”**
 Date(s): **October 25, 2015** – Time: **12:00 p.m. – 7:00 p.m.**
 Sponsoring Organization: **For the People By the People**
 Purpose of funds: **Charitable; 1 booth(s)**
 Upon routine questioning by the commissioners about the alcoholic beverage laws,
Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.
8. Ryan Watt – 2100 Trimble Place (Overton Square Courtyard Tower), 2098 LaSalle (Deli on the Square), 51 Cooper (Circuit Playhouse) - **“Indie Memphis Film Festival”**
 Date(s): **November 7, 2015** – Time: **3:00 p.m. – 5:00 p.m. (Overton Square Courtyard Tower), November 6-8, 2015** – Time: **3:00 p.m. – 10:00 p.m. (Deli on the Square), November 6-8, 2015** – Time: **5:30 p.m. – 9:30 p.m. (Circuit Playhouse)**
 Sponsoring Organization: **Indie Memphis**
 Purpose of funds: **Charitable; 1-2 booth(s)**
 Upon routine questioning by the commissioners about the alcoholic beverage laws,
Commissioner Greer recused himself on all three approval event dates. Commissioner West moved approval on three event dates. Commissioner Chase seconded on all three event dates. The motion passed.

V. Violation(s):

The following location(s) is in violation of A C Rule C-5, D-4 WITH priors:

9. Bezuneh Tessema – 221 McLemore – S & B Properties, LLC - dba – “BT’s Shell”
Citation #525629
Date of Violation: **Thursday, July 23, 2015**
Date Permit Approved: 04-18-2007
Prior Violation(s): 04-14-2011 (C-4), 08-15-2013 (C-4, C-5), 12-23-2013 (C-5, D-4), 09-20-2014 (C-4, C-5, D-4)
Officer(s): Cartwright #0181, Stepney #1348, Johnson #10600
The owner counseled by Attorney Wharton, Jr. stipulated to the charges. *Commissioner Chase moved to revoke the Off Premise Beer Permit as there have been three major violations including the violation that happened on July 23, 2015 of selling beer to minors within a two year period based on our ordinance. Commissioner Hayslett seconded. The motion passed.*
The owner agreed to the revocation.

The following location(s) is in violation of A C Rule C-5 WITH priors:

10. MD Harum Rashid – 7010 Winchester – Bondu Entertainment, Inc. - dba –
“Rohum Food Mart” - **Citation(s) #M-095542**
Date of Violation: **Thursday, June 18, 2015**
Date Permit Approved: 03-06-2013
Prior Violation(s): 01-08-2014 (C-5, D-4)
Officer(s): Boga #9154, Pearce #4599
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$750.00 plus a 60 day probation or 30 day suspension of the permit. Commissioner Greer seconded. The motion passed.* The owner agreed to the fine and probation.

The following location(s) is in violation of A C Rule C-15 WITH priors:

11. Mint Julep Restaurant, LLC – 7684 Winchester - dba – “Cheddar’s Casual Cafe” –
Citation #M-095861
Date of Violation: **Tuesday, June 18, 2015**
Date Permit Approved: 03-07-2012
Prior Violation(s): 06-25-2013 (C-5, D-4)
Officer(s): Boga #9154, Pearce #4599
Vicky Spencer, the district manager, counseled by Attorney Curry stipulated to the charge. *Commissioner Hayslett moved to fine the location \$750.00 plus a 60 day probation or a 30 day suspension of their permit. Commissioner Greer seconded. The motion passed.* The district manager agreed to the fine and probation.

The following location(s) is in violation of A C Rule C-5, C-15 NO priors:

12. Mint Julep Restaurant, LLC –2147 N. Germantown Pkwy. - dba –
“Cheddar’s Casual Café – Citation #M-064789 & #780404
Date of Violation: **Tuesday, June 9, 2015 (C-5)**
Friday, July 17, 2015 (C-15)
Date Permit Approved: 03-20-2013
Officer(s): Faulkner #3728, Ward #0502, Smith #1943, Gwin #1035
Vicky Spencer, the district manager, counseled by Attorney Curry stipulated to the charges.
Commissioner Hayslett moved to fine the location \$1,250.00 plus a 60 day probation or a 30 day suspension of their permit. Commissioner West seconded. The motion passed. The district manager agreed to the fine and probation.

The following location(s) is in violation of A C Rule C-5, D-4 NO priors:

13. GMRI, Inc. –2830 Germantown - dba – **“Bahama Breeze #3 – Citation #M-081457**
Date of Violation: **Tuesday, June 9, 2015**
Date Permit Approved: 03-04-1998
Officer(s): Stilwell #5433, Faulkner #3728
Ms. Saulsberry, the manager, counseled by Attorney Curry stipulated to the charges.
Commissioner Hayslett moved to fine the location \$500.00 plus a 60 day probation or a 30 day suspension of their permit. Commissioner West seconded. The motion passed. The manager agreed to the fine and probation.

The following location(s) is in violation of A C Rule C-5 NO priors:

14. Mirna Garcia – 5883 Summer – Mi Tierra Restaurant, LLC - dba – **“Mi Tierra Restaurant”**
Citation #M-095530
Date of Violation: **Thursday, April 9, 2015**
Date Permit Approved: 08-20-2003
Officer(s): Lange #5421, Sturgeon #5434, Valentine #7558, Blumkin #7628
The owner stipulated to the charge. ***Commissioner Hayslett moved to fine the location \$500.00 plus a 60 day probation or a 30 day suspension of their permit. Commissioner West seconded. The motion passed.*** The owner agreed to the fine and probation.
15. Hetal Patel – 1375 Germantown Pkwy. – Hari Darshan, Inc. - dba – **“Exxon Hop In” –**
Citation - #M-064790
Date of Violation: **Tuesday, June 9, 2015**
Date Permit Approved: 11-21-2012
Officer(s): Stillwell #5433, Boga #9154
The owner didn’t show. ***Commissioner Greer moved to indefinitely suspend the Off Premise Beer Permit at this location. Commissioner West seconded. The motion passed.***

16. JR Food Stores of West Florida – 1210 N. Germantown Pkwy. - dba – “**Kwik Shop #202**”
Citation – M-064791
Date of Violation: **Tuesday, June 9, 2015**
Date Permit Approved: 10-05-2011
Officer(s): Pearce #4599, Boga #9154
Ms. Frances, the manager, stipulated to the charge. *Commissioner Hayslett moved to fine the location \$500.00 plus a 60 day probation or a 30 day suspension of their permit. Commissioner Greer seconded. The motion passed.* The owner agreed to the fine and probation.

VI. The following person(s) has applied to sell beer for “ON” premises consumption:

17. Hien Vo – 520 S. Main, Ste. 100 – South Main Sushi & Grill, LL C – dba –
“**South Main Sushi & Grill**”
Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.*

VII. The following person(s) has applied to sell beer for “OFF” premises consumption:

18. Zohra Ali – 2515 Covington Pike – S-Mart Food & Fuel Covington, LLC - dba –
“**S-Mart Food & Fuel**”
Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.*
19. Zohra Ali – 6475 Raines – S-Mart Food & Fuel Kirby, LLC - dba –
“**S-Mart Food & Fuel**”
Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.*
20. Ranjit Singh – 1608 Getwell – Getwell Mobile, Inc. - dba – “**Getwell Food & Gas Mart**”
Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.*
21. Aman Devji – 1758 N. Graham – Graham Convenience, LLC - dba – “**Graham Food Mart**”
Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.*
22. Worku Wardofa – 3955 Jackson – Sunshine Grocery, LLC – dba – “**Sunshine Grocery**”
Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.*
23. Sukhjit & Ranjodh Borparai – 2133 Lamar – Bras, LLC - dba – “**Q-Mart**”
Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.*
24. Khaled Sabeha – 2560 Lamar – dba – “**Lamar Quick Stop**”
Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.*

25. Faheem Saleem – 5263 S. Third – Haleema Majesty, LLC – dba – **“Lucky Mart”**
Upon routine questioning by the commissioners about the alcoholic beverage laws, *Commissioner Greer moved approval. Commissioner Chase seconded. The motion passed.*

VIII. Liquor Store(s):
New Retail Liquor Store

26. William Benson – 3171 Thomas – **“Frayser Wine & Liquor”**
The proposed location was within the restricted area of a residential zone. The applicant, represented by Attorney John Merritt, argued that a government body, the State of Tennessee enacting the Wine in the Grocery Store bill, should provide him relief from the zoning ordinance because he could not expand at his current location and thus could not benefit from now being able to sell beer. Commission attorney, Roane Waring, stated his objections to their argument. Even so and after considerable discussion, *Commissioner Greer moved approval to recommend to the Mayor to recommend to the Governor to approve the application. Commissioner Chase seconded. The motion passed.*

IX. New Business:

X. Old Business:

XI. Adjournment:

There being no further business to come before the commission, Commissioner Chase moved for adjournment at approximately 11:42 a.m. Commissioner Wallace seconded. The meeting was adjourned.

Billy Post, Chairman

Date

Aubrey J. Howard, Executive Secretary

Date